

THE MONTHLY MEETING OF BERKELEY COUNTY COUNCIL is scheduled to be held on **MONDAY, June 27, 2011**, following the meetings of any scheduled Committees at **6:02 p.m.**, in the **ASSEMBLY ROOM, BERKELEY COUNTY ADMINISTRATION BUILDING, 1003 HIGHWAY 52, MONCK'S CORNER, S. C.**

CALL TO ORDER

APPROVAL OF MINUTES:

Public Hearing: 11-04
Regular Council Meeting

May 23, 2011
May 23, 2011

PUBLIC DISCUSSION - Requests to be heard must be made prior to Call to Order and comments must be limited to Agenda items only.

COMMENTS ON ANY PUBLIC DISCUSSION ITEM WILL BE LIMITED TO THREE (3) MINUTES PER SPEAKER. (A TOTAL OF 30 MINUTES WILL BE ALLOTTED FOR THIS PUBLIC DISCUSSION PERIOD.)

EXECUTIVE SESSION to discuss matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries, or other businesses in the area served by the County; or discussions of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claim, or the position of the County in other adversary situations involving the assertion against the County of a claim.

CHAIRMAN OF COUNTY COUNCIL

THIRD READING:

- 1. Bill No. 11-05, an ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Colpar, Inc.**, requested by **T. B. Daniels**, located at the end of Diplomat Lane adjacent to I-26 near the College Park Road Interchange, Ladson, **Portion of TMS #242-00-03-052 & TMS #242-00-03-065, 066, -070** (6.3 +/- Total Acres), from **R-2, Manufactured Residential District to GC, General Commercial District**. Council District No. 5.
[Recommended by Committee on Land Use]
- 2. Bill No. 11-06, an ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **MeadWestvaco-Various Entities**, located in the general vicinity of Rose Drive and Turtle Pond Road along Highway 17A, Summerville, **TMS #221-00-00-137, -062, -083, -092, -087, -088, -089, -145 & 221-16-**

01-019, -020, -022, -038 (49 +/- Acres) from **PDMU, Planned Development Mixed Use District & R-1, Single Family Residential District** to **PDMU, Planned Development Mixed Use District**. Council District No. 4.

[Recommended by Committee on Land Use]

3. **Bill No. 11-07**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **John Hopkins**, 1531 Highway 52, Moncks Corner, **TMS #162-00-01-042** (6.75 Acres) from **GC, General Commercial District** to **R-1, Single Family Residential District**. Council District No. 8.

[Recommended by Committee on Land Use]

4. **Bill No. 11-08**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **James Morrison**, 1833 Highway 6, Pinopolis, **Portion of TMS #082-00-01-076** (0.22 Acres) from **Flex-1, Agricultural District** to **GC, General Commercial District**. Council District No. 7.

[Recommended by Committee on Land Use]

5. **Bill No. 11-09**, an **ordinance** adopting the **2010 Comprehensive Plan update** for the County of Berkeley, pursuant to the State of South Carolina Comprehensive Planning Enabling Act of 1994.

[Recommended by Committee on Planning and Development]

6. **Bill No. 11-10**, an **ordinance** to amend the language of **Ordinance No. 79-3-08**, as amended, by requiring a **residency** requirement of all **Sangaree Advisory Committee Members**.

[Recommended by Committee on Finance]

7. **Bill No. 11-11**, an **ordinance** providing for the fiscal year beginning **July 1, 2011, and ending June 30, 2012**, for the **Devon Forest Special Tax District** operational budget; and to provide for the expenditures of the revenues received by the Devon Forest Special Tax District during the fiscal year.

[Recommended by Committee on Finance]

8. **Bill No. 11-12**, an **ordinance** providing for the fiscal year beginning **July 1, 2011, and ending June 30, 2012**, for the **Pimlico Special Tax District** operational budget; and to provide for the expenditures of the revenues received by the Pimlico Special Tax District during the fiscal year.

[Recommended by Committee on Finance]

9. **Bill No. 11-13**, an **ordinance** providing for the fiscal year beginning **July 1, 2011, and ending June 30, 2012**, for the **Sangaree Special Tax District** operational budget; and to provide for the expenditures of the revenues received by the Sangaree Special Tax District during the fiscal year.

[Recommended by Committee on Finance]

10. **Bill No. 11-14**, an **ordinance** providing for the fiscal year beginning **July 1, 2011, and ending June 30, 2012**, for the **Tall Pines Special Tax District** operational budget; and to provide for the expenditures of the revenues received by the Tall Pines Special Tax District during the fiscal year.
[Recommended by Committee on Finance]
11. **Bill No. 11-15**, an **ordinance** providing for the fiscal year beginning **July 1, 2011, and ending June 30, 2012**, for the operational budget of the **Berkeley County Special Fire Tax District** within the unincorporated portions of Berkeley County; and to provide for the expenditures of the revenues received by the Special Fire Tax District during the fiscal year.
[Recommended by Committee on Finance]
12. **Bill No. 11-16**, an **ordinance** providing appropriations for the fiscal year beginning **July 1, 2011, and ending June 30, 2012**, for **Berkeley County**; to provide for levy of taxes on all taxable property in Berkeley County for all county purposes; to provide for the expenditures of said taxes and other revenues coming into the county for the fiscal year; and to amend the Code of Ordinances, Berkeley County, South Carolina, setting rates, charges and penalties for Water and Sewer and Solid Waste Service by **Berkeley County Water and Sanitation**.
[Recommended by Committee on Finance]
13. **Bill No. 11-17**, an **ordinance** to **amend Ordinance No. 10-07-20** adopted July 26, 2010, to provide for **supplemental appropriations** and allocations thereof within the 2010-2011 budget for **Berkeley County**; and other matters relating thereto.
[Recommended by Committee on Finance]
14. **Bill No. 11-18**, an **ordinance** authorizing an **extension of the time** period for **Franklin C. Fetter Family Health Clinic, LLC**, to commence construction on two (2) acres of land located in Cross, South Carolina, identified as **TMS #041-00-04-061**, and authorizing the county supervisor to execute the necessary documents to effectuate such extension.
[Recommended by Committee on Land Use]

SECOND READING:

1. **Bill No. 11-20**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Cypress Village LLC & Worley Investments LLC**, located at 679 Treeland Drive, Ladson, **Portion of TMS #242-00-01-008, -066, -094** (2.04 +/- Acres), from **R-5, Multi-family Residential District & OI, Office Institutional District & Flex-1, Agricultural District** to **GC, General Commercial District**. Council District No. 5.
[Recommended by Committee on Land Use]
2. **Bill No. 11-21**, an **ordinance** to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **Dean Hensley**, located at 210 & 216

Cember Way, Summerville, **TMS #232-16-01-001, 232-16-01-004, -005, -006, -007, -008, -009**, (9.76 +/- Total Acres) from **GC, General Commercial District** to **LI, Light Industrial District**. Council District No. 4.

[Recommended by Committee on Land Use]

3. **Bill No. 11-22**, an **ordinance** approving and authorizing the grant of a **utility easement** to **Berkeley Electric Cooperative** on a portion of County property known as the **Berkeley County Airport**.

[Recommended by Committee on Community Services]

4. **Bill No. 11-23**, an **ordinance** authorizing the execution and delivery of one or more incentive agreements by and among Berkeley County, South Carolina, and **Project Surge**, and one or more affiliated or related entities, as sponsor, to provide for a **fee in lieu of taxes** incentive; to provide for a sponsor affiliate; to provide for the inclusion of the project in a multi-county business or industrial park; to provide for special source revenue credits; and to enter into any other necessary agreements with the sponsor and sponsor affiliate to effect the intent of this ordinance; and other related matters.

[Recommended by Committee on Finance]

FIRST READING:

1. **Bill No. 11-24**, an **ordinance** to authorize the County Supervisor to execute a **quit claim deed** from Berkeley County to **Foster Creek Village, LLC**, for the property herein described as a portion of Foster Creek Road.
2. **Bill No. 11-25**, an ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: **W. B. Bazzle**, located on 211 Maplewood Road, Moncks Corner, **TMS #161-00-02-187, -189, Portion of TMS #161-00-02-031** (7 +/- Acres) from **Flex-1, Agricultural District** to **LI, Light Industrial District**. Council District No. 6.
3. **Bill No. 11-26**, an **ordinance** authorizing pursuant to Chapter 44 of Title 12, South Carolina Code of Laws, 1976, as amended, the execution and delivery of a fee agreement between Berkeley County, South Carolina and **Pegasus Steel, LLC, Dynamic Solutions, LLC** and **Alton Property Management Group, LLC**; and matters relating thereto.

PROCLAMATION:

- A. **Proclamation** honoring the accomplishments of the **2010-2011 Hanahan High School Wrestling Team**.
- B. **Proclamation** honoring the accomplishments of the **2010-2011 Hanahan High School Girls Track Team**.

- C. **Proclamation** honoring the accomplishments of the **2010-2011 Hanahan High School Boys Tract Team.**
- D. **Proclamation** declaring June, 2011 as **Myasthenia Gravis Awareness Month.**
- E. **Proclamation** honoring the **Berkeley County Library** for 75 years of service.

REPORTS FROM STANDING COMMITTEES:

- 1. **Committee on Finance.**
Council Member, Mr. Jack H. Schurlknight, Chairman.
- 2. **Committee on Land Use.**
Council Member, Mr. Phillip Farley, Chairman.
- 3. **Committee on Public Works and Purchasing.**
Council Member, Mr. Caldwell Pinckney, Jr., Chairman.
 - a. Establishing a Storm Water Utility.
 - b. Purchase of meter boxes.
- 4. **Committee on Justice and Public Safety.**
Council Member, Mr. Steve C. Davis, Chairman.
- 5. **Committee on Water and Sanitation.**
Council Member, Mr. Robert O. Call, Jr., Chairman.
 - a. Grievance Committee Nominees.
- 6. **Committee on Planning and Development.**
Council Member, Mrs. Cathy S. Davis, Chairman.
- 7. **Committee on Community Services.**
Council Member, Mr. Timothy J. Callanan, Chairman.
- 8. **Committee on Human Services.**
Council Member, Mr. Dennis Fish, Chairman.

NOMINATIONS FOR MEMBERSHIP ON BOARDS, COMMISSIONS, ETC.

AERONAUTICS COMMISSION

BCD RURAL TRANSPORTATION MANAGEMENT ASSOCIATION

CHARLESTON REGIONAL DEVELOPMENT ALLIANCE

CONSTRUCTION BOARD OF ADJUSTMENT & APPEALS

DEVON FOREST

LIBRARY BOARD

MENTAL HEALTH BOARD

ZONING APPEALS BOARD

CORRESPONDENCE

UNFINISHED BUSINESS

NEW BUSINESS

ANNOUNCEMENTS

THE JULY 2011, REGULAR MEETING OF BERKELEY COUNTY COUNCIL, WILL BE HELD ON MONDAY JULY 25, 2011, IMMEDIATELY FOLLOWING PUBLIC HEARINGS AND ANY SCHEDULED COMMITTEE MEETINGS AT 6:00 PM, IN THE ASSEMBLY ROOM OF THE BERKELEY COUNTY ADMINISTRATION BUILDING, 1003 HIGHWAY 52, MONCKS CORNER, S. C.

ADJOURNMENT

EXECUTION OF DOCUMENTS BY COUNCIL

PUBLIC DISCUSSION

COMMENTS ON ANY PUBLIC DISCUSSION ITEM WILL BE LIMITED TO THREE (3) MINUTES AND MAY BE ON ANY MATTER.

June 22, 2011
S/Catherine R. Windham
Acting Clerk of County Council